## SIKKIM



### GAZETTE

### GOVERNMENT

# EXTRAORDINARY PUBLISHED BY AUTHORITY

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2022

No. 15

# GOVERNMENT OF SIKKIM LEGAL METROLOGY UNIT & CONSUMER PROTECTION CELL FOOD & CIVIL SUPPLIES DEPARTMENT PALZOR STADIUM ROAD GANGTOK.737101

No. 14/LMU/F&CSD

Date:- 09/02/2022

### **NOTIFICATION**

Whereas, in pursuance of effective enforcement of the Essential Commodities Act, 1955 (Act No. 10 of 1955) and the Prevention of Black Marketing and Maintenance of Supplies of Essential Commodities Act, 1980 (Act No. 07 of 1980), the State Government has deemed it expedient to constitute a State Level Enforcement Team to achieve the aim, of ensuring adequate availability of essential commodities at fair prices;

Now, therefore, with a view to achieve the above objectives, the State Government is hereby pleased to constitute the State Level Enforcement Team constituting of the following members, namely: -

- 1. Composition
- I. Any officer to be nominated by the Secretary, Food and Civil Supplies Department

: State Level In- Charge

II. South West Circle

(1) Joint Controller (South-West), Legal Metrology Unit and Consumer Protection Cell : Circle In-charge

- (2) District Civil Supplies Officer, South
- (3) District Civil Supplies Officer, West
- (4) Station House Officers of the respective jurisdiction (Police Department)

#### III. North East Circle

(1) Joint Controller (HQ),

: Circle In-charge

- Legal Metrology Unit and Consumer Protection Cell
  (2) District Civil Supplies Officer, North
- (3) District Civil Supplies Officer, East
- (4) Station House Officers of the respective jurisdiction, Police Department

- 2. The terms of reference of the State Level Enforcement Team shall be as under, namely: -
- (i) All search and seizure shall be carried out under the supervision of the Secretary, Food and Civil Supplies Department.
- (ii) Legal Metrology Officers shall conduct search and seizure in accordance with the Legal Metrology Act and the Rules made there-under by Legal Metrology Officer.
- (iii) Every search and seizure made under the Legal Metrology Act shall be carried out in accordance with the provisions of the Code of Criminal Procedure, 1973 (2 of 1974).
  - All compounding of offences shall be done in accordance with subsection 1 of section 36 of the Legal Metrology Act, 2009 and rule 32(A) of (Packaged Commodities) Amendment Rules, 2017.
- (iv) The District Civil Supplies Officers shall gather information of the prevailing market prices of essential commodities and report instances of black-marketing and hoarding of essential commodities in their respective area of operation duly involving all their Food Godown In-charges.
- (v) The Station House Officers (SHOs) of the respective jurisdiction shall conduct search and seizure of all illegal practices of black-marketing and hoarding of essential commodities and cases that do not fall under the purview of Legal Metrology Act and rules made there-under.
- (vi) All seizures made by the Police will be accordingly dealt with as per the powers vested upon them under Essential Commodities Act, 1955 and the control orders made thereunder from time to time.
- (vii) On the basis of the information received and the action taken thereof, respective District In-charge(s) shall submit a report on monthly basis to the Secretary, Food and Civil Supplies Department on or before 10<sup>th</sup> of every month.

By order and in the name of Governor

Deepa Rani Thapa, SCS
Secretary,
Food and Civil Supplies Department